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PTO/SB/31 (04-05)

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) <b>AUS920010851US1</b>	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <b>November 1, 2005</b>		In re Application of <b>William K. Bodin</b>	
Signature _____		Application Number <b>10/046,952</b>	Filed <b>01/15/2002</b>
Typed or printed name <b>Catherine Berglund</b>		For <b>Dynamic Indication of Email Capabilities</b>	
		Art Unit <b>2154</b>	Examiner <b>Martin, Nicholas A.</b>

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) **\$500.00**

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **09-0447**. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**


I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record.  
Registration number **44,537**

☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

  
Signature  
**John Biggers**  
Typed or printed name  
**(512) 472-9881**  
Telephone number  
**November 1, 2005**  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of **2** forms are submitted.

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**FACSIMILE TRANSMITTAL SHEET****DATE:** November 1, 2005**TO:** Mail Box: AF  
Examiner Martin Group Art Unit: 2154**COMPANY:** United States Patent and Trademark Office**FACSIMILE NO:** 571-273-8300**FROM:** John Biggers, Reg. No. 44,537**RE:** Notice of Appeal to Final OA  
dated August 03, 2005; Title:  
"Dynamic Indication of Email Capabilities" Atty. Docket No.: AUS920010851US1  
(024)**SERIAL NO.:** 10/046,952 Customer No. 34533**NUMBER OF  
PAGES:** (Including Cover) 4**COMMENTS:** Please see attached.Certificate of Transmission by Facsimile under 37 C.F.R. 1.8

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*Catherine Berghund*  
Catherine Berghund  
November 1, 2005  
Date

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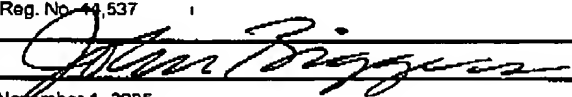
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/046,952	
	Filing Date	01/15/2002	
	First Named Inventor	William K. Bodin	
	Art Unit	2154	
	Examiner Name	Martin, Nicholas A.	
Total Number of Pages In This Submission	4	Attorney Docket Number	AUS920010851US1

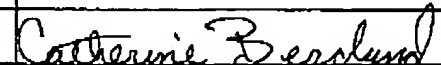
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Remarks The Commissioner is authorized to charge or credit Deposit Account No. 09-0447. Customer No. 34533		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	John Biggers Reg. No. 44,537
Signature	
Date	November 1, 2005

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Typed or printed name	Catherine Berglund
Signature	
Date	November 1, 2005

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